



4740

0440

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Atty. Docket

KEVIN R. BOYLE ET AL.

GB 010014

Serial No. 10/055,386

Group Art Unit: 2821

Filed: JANUARY 23, 2002

Examiner:

Title: WIRELESS TERMINAL

Commissioner for Patents  
Washington, D.C. 20231

COPY OF PAPERS  
ORIGINALLY FILED

RECEIVED

MAY 09 2002

OFFICE OF PETITIONS

Petition To Accord Filing Date Under 37 CFR §1.181

Sir:

This Petition is in response to a Notice of Omitted Item(s) in a Nonprovisional Application, mailed on February 21, 2002, indicating that Figs 16-19 appear to have been omitted from the application.

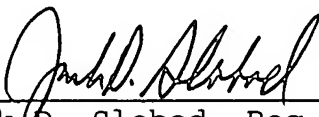
It is respectfully submitted that the present application includes only Figs. 1-15 as indicated on page 2, line 30 to page 3, line 31 of the present application. Further, it appears that Figs. 1-15 have already been received by the Patent and Trademark Office.

It is further submitted that Figs 16-19 mentioned in the Notice of Omitted Item(s) in a Nonprovisional Application, are figures from an application Serial Number 09/912,470, which is cited in the Information Disclosure Statement filed concurrently with the present application.

Accordingly, since Figs. 16-19 are not missing from the present application, as the present application includes only Figs. 1-15 which had already been filed, Applicants hereby petition to accord a filing date of January 23, 2001 to the above-identified patent application.

Please charge Deposit Account 14-1270 in the amount of \$130.00 under §1.17(h), for filing this petition. Further, since the present application is entitled to the filing date of October 30, 2000, Applicants respectfully request a refund of the \$130.00 petition fee. Accordingly, please credit charge Deposit Account 14-1270 in the amount of \$130.00.

Respectfully submitted,

By   
Jack D. Slobod, Reg. 26,236  
Attorney  
(914) 333-9606  
March 26, 2002

CERTIFICATE OF MAILING

It is hereby certified that this correspondence is being deposited with the United States Postal Service as first-class mail in an envelope addressed to:

COMMISSIONER FOR PATENTS  
Washington, D.C. 20231

On March 28, 2002  
(Date of Mailing)

By Matala G. Margo  
(Signature)